5970782/2022/VIG-III-MAU01

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – MA&UD Department – Tanuku Municipality - Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality, West Godavari District - Disciplinary Proceedings instituted under Rule-20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Enquiry conducted - Further action dropped - Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.III) DEPARTMENT

G.O.Rt.No.405 Dated.09.06.2022

Read the following:-

1. From the GA (V&E) Vigilance Report No.11 (C.No.1745/V&E(DEV-II)/D1/2010) dt.11.06.2013.
2. G.O.Rt.No.793, MA&UD (Vig.III.1) Dept., dt.22.10.2014.
3. From the CDMA, Lr.Roc.No.10889/2014/C3-1, dt.19.07.2017
4. G.O.Rt.No. 552, MA&UD (Vig.I) Dept., dt.01.08.2017.
5. From the Enquiry Officer & Regional Director – Cum – Appellate Commissioner of Municipal Administration, Gunturl Lr. Roc.No.ENA/ TANUKU/2020-A2, dt.03.11.2020.
6. Govt.Memo.No.244375/Vig.I-2/2014, dt.30.03.2021.
7. From the Hon'ble High Court of AP in its W.P.No.15309/2019 filed by Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality, dt.30.09.2019.
8. Written representation of Sri K. Sairam, former MC (Retd), Tanuku Municipality, dt.22.01.2022.

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O R D E R:-

Based on the recommendations of DG, Vigilance & Enforcement Department made in the reference 1st read above, Government initiated disciplinary proceedings on the allegation of un-authorized construction of Apartments / Commercial complexes in deviation from approved plans in Tanuku Municipality and violation of the guidelines / instructions issued G.O.Ms.No.422, & 737 by framing articles of charges under Rule – 20 of A.P.C.S (CC&A) Rules, 1991 against Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality, West Godavari District with a direction to submit his written statement of defence, vide reference 2nd read above.

2. In the reference 3rd read above, the Commissioner and Director of Municipal Administration, A.P, Guntur furnished the served copy of Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality, West Godavari District. Subsequently, Government appointed an Inquiry officer to enquire into the charges framed against charged officers vide reference 4th read above.

3. In the reference 5th read above, the Inquiry officer submitted his enquiry report and held that out of (8) charges, (4) charges were proved against Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality, West Godavari District in the enquiry. In the reference 6th read above, a copy of Inquiry report was communicated to the charged officer Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality to offer his written representation in terms of Rule 21(2) of APCS (CCA) Rules, 1991.

Contd.,2

4. In the reference 7th read above, the charged officer approached the Hon'ble Court of Andhra Pradesh and seeking direction to declare the action of the respondents in not concluding the long pendency disciplinary proceedings issued by the government in charge Memo bearing G.O.Rt.No.793, MA&UD (Vig.III) Dept., dt.22.10.2014, as illegal, arbitrary and void and set aside the same. The Hon'ble High Court of Andhra Pradesh, Amaravathi in their orders, dt.30.09.2019 directed the respondents to complete the enquiry within a period of three months form the date of receipt of copy of the order, failing which the charge memo vide G.O.Rt.No.793, MA&UD (Vig.III.1) Department, dt.22.10.2014 shall stand quashed.

5. In the reference 8th read above, the charged officer submitted his written representation on the findings of inquiring authority and among others, he has requested to consider his representation sympathetically and drop further action against him; keeping in view of the orders of Hon'ble High Court in the matter. The written representation has been examined and observed that the delinquent officer issued notices through the town planning staff and also charge sheeted the Builder. Being, an executive authority, he exercised his duties to the extent possible but delays have been occurred.

6. Government after careful examination of the findings of Inquiring Authority, written representation of Charged Officer and also the orders of High Court, have decided to drop further action against Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality, West Godavari District.

7. Accordingly, Government hereby drop further action against Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality, West Godavari District.

8. The Commissioner and Director of Municipal Administration, AP, Mangalagiri shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y.SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri K. Sairam, former Municipal Commissioner (Retd), Tanuku Municipality, West Godavari District **through** the CDMA, AP, Mangalagiri
The Commissioner and Director of Municipal Administration, AP, Mangalagiri.

Copy to:

The RDMA, Rajamahendravaram.
The Secretary, APVC.
The Accountant General (A&E), Vijayawada.
The Pay & Accounts Office, Ibrahimpatnam.
The Commissioner, Tanuku Municipality.
Sf/Sc (244375).

// FORWARDED :: BY ORDER //

SECTION OFFICER